

EXHIBIT A

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In re) EB Docket No. 01-39
)
FAMILY BROADCASTING, INC.)
)
Order to Show Cause Why the Licenses for)
Stations WSTX(AM) and WSTX-FM.)
Christiansted, U.S. Virgin Islands.)
Should Not Be Revoked)

RECEIVED
JUL 10 2001
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: Family Broadcasting, Inc.

**ENFORCEMENT BUREAU'S REQUEST FOR
ADMISSION OF FACTS AND GENUINENESS OF DOCUMENTS**

The Enforcement Bureau, pursuant to section 1.246 of the Commission's rules, 47 C.F.R. § 1.246, hereby requests that within ten days of the service of this request, Family Broadcasting, Inc. ("Family") admit to the truth of the following facts and genuineness of the attached documents, as set forth in the following numbered paragraphs. Each response should be labeled with the same number as the subject admission request and should be made under oath or affirmation of the person providing the response. In addition, Family is reminded that "[a] denial shall fairly meet the substance of the requested admission, and when good faith requires that a party deny only a part or a qualification of a matter of which an admission is requested he shall specify so much of it as is true and deny only the remainder." 47 C.F.R. § 1.246(b).

Admissions

1. Family became licensee of WSTX(AM) and WSTX-FM no later than September 12, 1990.

2. At the time Family acquired control of WSTX(AM) and WSTX-FM, G. Luz A. James ("Luz James") held 51% of Family's voting stock.
3. Since September 12, 1990, Family has been under the control of Luz James.
4. From at least September 12, 1990 until March 14, 2001, Luz James has been Family's president.
5. At the time Family acquired the license for WSTX(AM), that station was licensed to operate at 5 kilowatts during the day and 1 kilowatt at night with a self-supporting antenna having a height of 300 feet (306 feet overall height) at geographic coordinates 17°45'23" North latitude and 64°41'38" West longitude.
6. At the time Family acquired the license for WSTX-FM, that station was licensed to operate with an effective radiated power ("ERP") of 50 kilowatts at a height above average terrain of 323 meters on an antenna structure with an overall height above ground level of 81 meters at geographic coordinates 17°45'20" North latitude and 64°47'55" West longitude.
7. At the time Family acquired the licenses of WSTX(AM) and WSTX-FM, special temporary authorizations ("STA") were in effect, which allowed Family to operate WSTX(AM) and WSTX-FM at variance from their licensed facilities.
8. Per the referenced STA for WSTX(AM), that station was authorized to operate with a long wire antenna with reduced power of 1 kilowatt.
9. Per the referenced STA for WSTX-FM, that station was authorized to operate at the AM station's site at .03 kilowatts ERP.
10. The referenced STA for WSTX(AM) expired on November 30, 1990.

11. The referenced STA for WSTX-FM expired on November 4, 1990.
12. By letter dated December 11, 1990, the Commission extended STA for WSTX(AM) through March 1, 1991, following a request for extension by Family dated November 21, 1990.
13. In December 1990, the Commission extended STA for WSTX-FM through March 19, 1991, following a request for extension by Family dated November 21, 1990.
14. By letter dated April 10, 1991, the Commission extended STA for WSTX(AM) through July 31, 1991, following a request for extension by Family.
15. By letter dated September 12, 1991, Family requested STAs for WSTX(AM) and WSTX-FM.
16. The STA request for WSTX(AM) sought operation at 5 kilowatts during the day from a 190 foot tower.
17. By letter dated November 14, 1991, Family received STA for WSTX(AM) through February 15, 1992.
18. By letter dated October 2, 1991, Family provided additional information to the Commission relative to its STA request for WSTX-FM.
19. By letter dated January 31, 1992, Family again sought STAs for WSTX(AM) and WSTX-FM.
20. By letter dated February 24, 1991, Family received STA for WSTX(AM) through May 31, 1992.

21. Attachment A is a true and accurate copy of a letter dated December 17, 1992, wherein the Commission granted STA to Family concerning WSTX-FM through June 1, 1993.

22. Family requested extension of the STAs for WSTX(AM) and WSTX-FM by letter dated January 15, 1993.

23. Attachment B is a true and accurate copy of the Commission's March 23, 1993, response to Family's STA request for WSTX-FM.

24. Attachment C is a true and accurate copy of the Commission's March 26, 1993, denial of Family's STA request for WSTX(AM).

25. Family responded to Attachment B by letter dated April 30, 1993, included herewith as Attachment D.

26. Family received the original of Attachment C in late March or early April 1993.

27. Family responded to the original of Attachment C by letter dated May 25, 1993.

28. Attachment E is a true and accurate copy of the Commission's June 10, 1993, response to Family's April 30, 1993, letter (Attachment D), concerning WSTX-FM.

29. Attachment F is a true and accurate copy of the Commission's June 17, 1993, grant of STA to Family for WSTX(AM) through July 31, 1993.

30. Upon expiration of its STA for WSTX(AM), Family did not resume operation of WSTX(AM) in accordance with its license.

31. Upon expiration of its STA for WSTX-FM, Family did not resume operation of WSTX-FM in accordance with its license.

32. Family received the original of Attachment G, a letter from the Commission to Family, dated December 28, 1993, in late December 1993 or early January 1994.

33. Attachment H is a true and accurate copy of Family's January 7, 1994, letter, which it submitted to the Commission in response to Attachment G.

34. Family, in its January 7, 1994, letter, did not advise the Commission that WSTX(AM) was not being operated in accordance with its license.

35. Family, in its January 7, 1994, letter, did not advise the Commission that WSTX-FM was not being operated in accordance with its license.

36. Family received the original of Attachment I no later than September 15, 1994.

37. WSTX-FM ceased broadcasting on or about October 15, 1994.

38. Family was evicted as a tenant from Blue Mountain in late 1994 due to nonpayment of rent relative to WSTX-FM.

39. Attachment J is a true and accurate copy of a letter dated October 20, 1994, from Family to the Commission.

40. Family, in its October 20, 1994, letter, did not advise the Commission that WSTX(AM) was not being operated in accordance with its license.

41. Family's claim in its October 20, 1994, letter, "Now that our AM portion is up to snuff ..." was false.

42. Luz James knew that the claim "Now that our AM portion is up to snuff ... " was false when he signed the October 20, 1994, letter.

43. Family's claim in its October 20, 1994, letter, "we are operating [WSTX-FM] at 500 watts" was false.

44. Luz James knew that the claim "we are operating [WSTX-FM] at 500 watts" was false when he signed the October 20, 1994, letter.

45. Family received the original of Attachment K, a letter dated August 16, 1995, from the Commission to Family, in August 1995.

46. Family did not respond to Attachment K.

47. On December 4, 1995, Family filed with the Commission applications to renew the licenses for WSTX(AM) and WSTX-FM.

48. Family received the original of Attachment L in December 1995.

49. Family did not respond to Attachment L.

50. Family received Attachment M, a letter from the Commission dated February 26, 1996, concerning the pending renewal application for WSTX-FM.

51. Attachment N is a true and accurate copy of Family's response to the Commission's February 26, 1996, letter.

52. The signer of Attachment N, Gerard L. James, is the same person as Luz James.

53. Among other things, Attachment N sought to explain why WSTX-FM was off the air.

54. Family's claim in Attachment N that "Radio Station WSTX-FM has been experiencing severe problems with equipment because of its close proximity and exposure to the sea, and has therefore been on and off of the airwaves intermittently" was false.

55. Luz James knew that the claim in Attachment N that "Radio Station WSTX-FM has been experiencing severe problems with equipment because of its close proximity and exposure to the sea, and has therefore been on and off of the airwaves intermittently" was false.

56. Family's claim, in Attachment N, that WSTX-FM's current silence occurred as a result of destruction of station equipment by Hurricane Marilyn, was false.

57. Luz James knew that the claim, in Attachment N, that WSTX-FM's current silence occurred as a result of destruction of station equipment by Hurricane Marilyn, was false.

58. Attachment O is a true and accurate copy of Family's response to the Hearing Designation Order, DA 96-856, released May 30, 1996.

59. On August 19, 1997, an agent from the Commission's San Juan, Puerto Rico Office conducted an on-site inspection of WSTX(AM) and WSTX-FM.

60. At the time of the August 19, 1997, inspection, Family did not have a public inspection file for either station.

61. At the time of the August 19, 1997, inspection, Family did not have station logs for either station.

62. At the time of the August 19, 1997, inspection, Family did not have any Emergency Alert System ("EAS") equipment installed at the stations' main studio.

63. At the time of the August 19, 1997, inspection, Family was not operating WSTX-FM's transmitter from its authorized transmitter site.

64. At the time of the August 19, 1997, inspection, Family was operating WSTX-FM's transmitter from a site at geographic coordinates 17°45'23" North latitude and 64°41'38" West longitude.

65. At the time of the August 19, 1997, inspection, WSTX-FM was transmitting with approximately 100 watts output power.

66. At the time of the August 19, 1997, inspection, WSTX-FM was transmitting using a one-bay antenna with a height of approximately 50 feet above ground level.

67. At the time of the August 19, 1997, inspection, Family did not have STA to operate WSTX-FM at variance from the terms of its license.

68. At the time of the August 19, 1997, inspection, WSTX(AM) was transmitting with approximately 2800 watts output power.

69. At the time of the August 19, 1997, inspection, WSTX(AM) was transmitting using an antenna tower with a height of approximately 110 feet above ground level.

70. At the time of the August 19, 1997, inspection, there was no fence enclosing WSTX(AM)'s antenna tower.

71. At the time of the August 19, 1997, inspection, Family did not have STA to operate WSTX(AM) at variance from the terms of its authorization.

72. Attachment P is a true and accurate copy of a letter dated August 25, 1997, to Family from the Commission's San Juan, Puerto Rico Office, concerning the August 19, 1997, inspection of WSTX(AM) and WSTX-FM.

73. Family received the original of Attachment P.
74. Family did not respond to the original of Attachment P.
75. On December 4, 1997, an agent from the Commission's San Juan, Puerto Rico Office conducted an on-site inspection of WSTX(AM) and WSTX-FM.
76. At the time of the December 4, 1997, inspection, Family did not have any EAS equipment installed at the stations' main studio.
77. At the time of the December 4, 1997, inspection, Family was not operating WSTX-FM's transmitter from its authorized transmitter site.
78. At the time of the December 4, 1997, inspection, Family was operating WSTX-FM's transmitter from a site at geographic coordinates 17°45'23" North latitude and 64°41'38" West longitude.
79. At the time of the December 4, 1997, inspection, WSTX-FM was transmitting with approximately 100 watts output power.
80. At the time of the December 4, 1997, inspection, Family did not have STA to operate WSTX-FM at variance from the terms of its authorization.
81. At the time of the December 4, 1997, inspection, WSTX(AM) was transmitting with approximately 2800 watts output power.
82. At the time of the December 4, 1997, inspection, WSTX-FM was transmitting using a one-bay antenna with a height of approximately 50 feet above ground level.
83. At the time of the December 4, 1997, inspection, WSTX(AM) was transmitting using an antenna tower with a height of approximately 110 feet above ground level.

84. At the time of the December 4, 1997, inspection, a chain link fence enclosing WSTX(AM)'s antenna tower was under construction but was not yet completed.

85. At the time of the December 4, 1997, inspection, Family did not have STA to operate WSTX(AM) at variance from the terms of its authorization.

86. Attachment Q is a true and accurate copy of a December 8, 1997, Notice of Violation ("NOV") issued to Family by the Commission's San Juan, Puerto Rico Office, concerning the December 4, 1997, inspection of WSTX(AM).

87. Family received the December 8, 1997, NOV for WSTX(AM).

88. Family did not respond to the December 8, 1997, NOV for WSTX(AM).

89. Attachment R is a true and accurate copy of a December 8, 1997, NOV issued to Family by the Commission's San Juan, Puerto Rico Office, concerning the December 4, 1997, inspection of WSTX-FM.

90. Family received the December 8, 1997, NOV for WSTX-FM.

91. Family did not respond to the December 8, 1997, NOV for WSTX-FM.

92. Attachment S is a true and accurate copy of a letter dated April 23, 1998, to Family from Commission staff concerning WSTX(AM).

93. Attachment T is a true and accurate copy of Family's May 28, 1998, response to Attachment S.

94. Family, in Attachment T, sought to assure the Commission that a fence completely enclosed the AM radiator thereby preventing public access thereto.

95. To the extent that Family, in Attachment T, suggested that a fence completely enclosed the AM radiator, thereby preventing public access thereto, such suggestion was false.

96. To the extent that Family, in Attachment T, suggested that a fence completely enclosed the AM radiator, thereby preventing public access thereto, Luz James knew such suggestion was false.

97. To the extent that Family, in Attachment T, suggested that efforts were being made to restore licensed operations to WSTX(AM), such suggestion was false.

98. To the extent that Family, in Attachment T, suggested that efforts were being made to restore licensed operations to WSTX(AM), Luz James knew such suggestion was false.

99. Attachment U is a true and accurate copy of a letter dated April 23, 1998, to Family from Commission staff concerning WSTX-FM.

100. Attachment V is a true and accurate copy of Family's May 28, 1998, response to Attachment U.

101. Family, in Attachment V, claimed that "Management is now in process of purchasing a 30KW FM Transmitter within the next four (4) months ..."

102. Family's claim that "Management is now in process of purchasing a 30KW FM Transmitter within the next four (4) months ..." was false.

103. Luz James knew that Family's claim that that "Management is now in process of purchasing a 30KW FM Transmitter within the next four (4) months ..." was false.

104. To the extent that Family claimed in Attachment V that Hurricane Marilyn had caused the relocation of WSTX-FM's transmitter from its licensed site to the site of WSTX(AM)'s tower, such claim was false.

105. To the extent that Family claimed in Attachment V that Hurricane Marilyn had caused the relocation of WSTX-FM's transmitter from its licensed site to the site of WSTX(AM)'s tower, Luz James knew that such claim was false.

106. On September 8, 1998, an agent from the Commission's San Juan, Puerto Rico Office conducted an on-site inspection of WSTX(AM) and WSTX-FM.

107. Ms. Barbara James-Petersen ("James-Petersen"), Luz James' daughter and general manager of WSTX(AM) and WSTX-FM, accompanied the Commission's agent during the September 8, 1998, inspection.

108. At the time of the September 8, 1998, inspection, EAS equipment was installed at the stations' main studio, but the equipment was not operational.

109. At the time of the September 8, 1998, inspection, Family was not operating WSTX-FM's transmitter from its authorized transmitter site.

110. At the time of the September 8, 1998, inspection, Family was operating WSTX-FM's transmitter from a site at 17°45'23" North latitude and 64°41'38" West longitude.

111. At the time of the September 8, 1998, inspection, WSTX-FM was transmitting with approximately 100 watts output power.

112. At the time of the September 8, 1998, inspection, WSTX-FM was transmitting using a one-bay antenna with a height of approximately 50 feet above ground level.

113. At the time of the September 8, 1998, inspection, Family had not ordered a transmitter for WSTX-FM, which would allow the station to operate at 50 kilowatts ERP.

114. At the time of the September 8, 1998, inspection, Family had not ordered a tower for WSTX-FM, which would allow the station to operate at its licensed HAAT.

115. At the time of the September 8, 1998, inspection, Family did not have STA to operate WSTX-FM at variance from the terms of its license.

116. At the time of the September 8, 1998, inspection, WSTX(AM) was transmitting with approximately 2250 watts output power.

117. At the time of the September 8, 1998, inspection, WSTX(AM) was transmitting using an antenna tower with a height of approximately 110 feet above ground level.

118. At the time of the September 8, 1998, inspection, there was a chain link fence surrounding WSTX(AM)'s antenna tower, but the fence had an opening which permitted access to the antenna tower.

119. At the time of the September 8, 1998, inspection, Family did not have STA to operate WSTX(AM) at variance from the terms of its authorization.

120. On April 13, 2000, an agent from the Commission's San Juan, Puerto Rico Office conducted an on-site inspection of WSTX(AM) and WSTX-FM.

121. Ms. James-Petersen accompanied the Commission's agent during the April 13, 2000, inspection.

122. At the time of the April 13, 2000, inspection, Family did not have a public inspection file for either station at the stations' main studio.

123. At the time of the April 13, 2000, inspection, Family did not have station logs available for either station.

124. At the time of the April 13, 2000, inspection, EAS equipment was installed at the stations' main studio, but the equipment was not operational.

125. At the time of the April 13, 2000, inspection, Family was not operating WSTX-FM's transmitter from its authorized transmitter site.

126. At the time of the April 13, 2000, inspection, Family was operating WSTX-FM's transmitter from a site at geographic coordinates 17°45'23" North latitude and 64°41'38" West longitude.

127. At the time of the April 13, 2000, inspection, WSTX-FM was transmitting with approximately 100 watts output power.

128. At the time of the April 13, 2000, inspection, WSTX-FM was transmitting using a one-bay antenna with a height of approximately 20 feet above ground level.

129. At the time of the April 13, 2000, inspection, Family had not ordered a transmitter for WSTX-FM, which would allow the station to operate at 50 kilowatts ERP.

130. At the time of the April 13, 2000, inspection, Family had not ordered a tower for WSTX-FM, which would allow the station to operate at its licensed HAAT.

131. At the time of the April 13, 2000, inspection, Family did not have STA to operate WSTX-FM at variance from the terms of its authorization.

132. At the time of the April 13, 2000, inspection, WSTX(AM) was transmitting with approximately 325 watts output power.

133. At the time of the April 13, 2000, inspection, WSTX(AM) was using a long-wire antenna.

134. At the time of the April 13, 2000, inspection, there was a chain link fence surrounding WSTX(AM)'s long-wire antenna, but the fence had an opening which permitted access to the antenna.

135. At the time of the April 13, 2000, inspection, Family did not have STA to operate WSTX(AM) at variance from the terms of its authorization.

136. Attachment W is a true and accurate copy of a May 1, 2000, NOV issued to Family by the Commission's San Juan, Puerto Rico Office, concerning the April 13, 2000, inspection of WSTX(AM).

137. Family received the original of Attachment W.

138. James-Petersen signed on behalf of Family the certified mail receipt for Attachment W.

139. Family did not respond to Attachment W.

140. Attachment X is a true and accurate copy of a May 1, 2000, NOV issued to Family by the Commission's San Juan, Puerto Rico Office, concerning violations observed during the April 13, 2000, inspection of WSTX-FM.

141. Family received the original of Attachment X.

142. Family did not respond to the original of Attachment X.

143. Attachment Y is a true and accurate copy of Family's May 15, 2000, request for STA to operate WSTX(AM) at variance from the terms of its license.

144. Family's claim in Attachment Y that WSTX(AM) "lost its 250 foot Tower" because of Hurricane Lenny was false.

145. Luz James knew that Family's claim in Attachment Y that WSTX(AM) "lost its foot 250 Tower" because of Hurricane Lenny was false.

146. Attachment Z is a true and accurate copy of Family's May 15, 2000, request for STA to operate WSTX-FM at variance from the terms of its license.

147. Family's claim in Attachment Z that damage from Hurricane Lenny on November 18, 1999, to WSTX-FM's transmitter, studio-to-transmitter link and tower, caused Family to relocate WSTX-FM's transmitter and antenna was false.

148. Luz James knew that Family's claim in Attachment Z regarding the relocation of WSTX-FM's transmitter and antenna was false.

149. Attachment AA is a true and accurate copy of a June 12, 2000, letter from the Audio Services Division of the Commission's Mass Media Bureau granting Family STA to operate WSTX(AM) at variance from the terms of its license until December 12, 2000.

150. From July 19, 1996, until June 12, 2000, Family did not have STA to operate WSTX(AM) at variance from the terms of its license.

151. Attachment BB is a true and accurate copy of a June 12, 2000, letter from the Audio Services Division of the Commission's Mass Media Bureau granting Family STA to operate WSTX-FM at variance from the terms of its license until December 12, 2000.

152. From June 18, 1997, until June 12, 2000, Family did not have STA to operate WSTX-FM at variance from the terms of its license.

153. From December 13, 2000, to the present, Family has not had STA to operate WSTX(AM) with facilities other than those appearing on its license.

154. From December 13, 2000, to the present, Family has not had STA to operate WSTX-FM with facilities other than those appearing on its license.

155. Attachment CC is a true and accurate copy of a July 19, 2000, letter to Family from Commission staff directing Family to respond to questions regarding the relocation of WSTX-FM's transmitter from its authorized transmitter site.

156. Family received the original of Attachment CC.

157. Family did not respond to Attachment CC.

158. Attachment DD is a true and accurate copy of a July 19, 2000, facsimile to James-Petersen, which transmitted a copy of Attachment CC.

159. James-Petersen received the original of Attachment DD.

160. Family did not relocate WSTX-FM's transmitter from its authorized site to the Fort Louise Augusta site as a result of damage caused to WSTX-FM's tower, studio-to-transmitter link and transmitter during Hurricane Lenny on November 18, 1999.

161. Family has operated WSTX-FM's transmitter from the Fort Louise Augusta site since at least January 18, 1997.

162. On or around October 15, 1994, the owner of WSTX-FM's authorized transmitter site cut the electrical power to WSTX-FM's transmitter and other equipment at that site due to Family's failure to make required rental payments for the site.

163. On or around October 15, 1994, the owner of WSTX-FM's authorized transmitter site, pursuant to court order, seized WSTX-FM's transmitter and other equipment at that site pending Family's payment of overdue rent for the site.

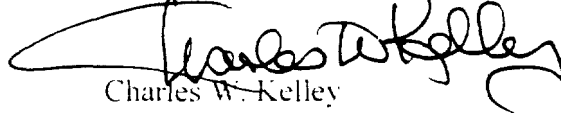
164. On or around October 15, 1994, Family was evicted from the authorized transmitter site for WSTX-FM for failure to make required rental payments for the site.

165. Family has not operated WSTX-FM's transmitter from its authorized site since at least October 15, 1994.


166. Family does not currently have a lease or any other valid agreement to use WSTX-FM's authorized transmitter site.

167. Family has not had any other valid agreement to use WSTX-FM's authorized transmitter site since on or around October 15, 1994.

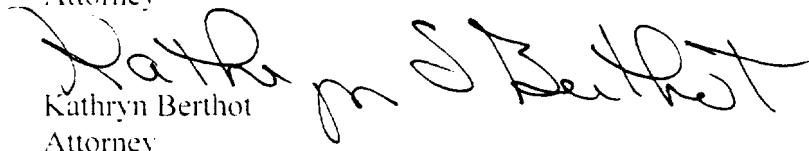
Respectfully submitted.



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March 23, 2001

CERTIFICATE OF SERVICE

Karen Richardson, secretary of the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 23rd day of March 2001, sent by first class mail or by hand copies of the foregoing "Enforcement Bureau's Request for Admissions" to:

Lauren A. Colby, Esquire (by mail)
10 E. Fourth Street
P.O. Box 113
Frederick, MD 21705-0113

Administrative Law Judge Richard L. Sippel (by hand)
Federal Communications Commission
445 12th Street, S.W., Room 1-C864
Washington, D.C. 20054


Karen Richardson